

## CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

6

## TITLE OF CASE

## ATTORNEYS

United States of America

vs

180.00 Acres of Land, More or Less,  
Situat in Nowata County, State of  
Oklahoma, and Fred C. Summers, Inc.,  
et al, and Unknown Owners

For plaintiff:

Hubert A. Marlow

For defendant:

Errett R. Newby (Ruth Newby Jones)  
Suite 800 Citizens Bnk Tower  
2200 Classen Boulevard, Okla.City  
73106

## STATISTICAL RECORD

## COSTS

## DATE

NAME OR  
RECEIPT NO.

## REC.

## DISB.

J.S. 5 mailed 5-1-71

Clerk

J.S. 6 mailed 10-1-73

Marshal

Basis of Action: Condemnation  
OF LAND, Nowata Ct.

Docket fee

Witness fees

Action arose at:

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-2-71	Complaint filed. h	
4-2-71	Declaration of Taking, filed. h	
4-2-71	Notice filed. h	
4-2-71	Motion for Order for Delivery of Possession filed. h	
4-13-71	Order for delivery of possession, filed. (Fred Daugherty - Judge) b	
4-29-71	Disclaimer of Oklahoma Tax Commission, filed. b	
4-29-71	Returns on service of writ, filed: served State of Okla. at O.C., Nowata County Assessor, Treas. & Bd. of Commissioners, Fred C. Summers, Inc., Victory Natl. Bank of Nowata, 4-21-71, all at Nowata, Okla; served George C. Lynde, Cornelia L. Sneed, Trustees of Iowa College, at Tulsa, Ok. 4-16-71; Elizabeth Evans Ache at Houston, Tx., Asa E. Woodward at O.C. 4-16-71; Gordon Hale Lovett at Texas City, Tx. 4-19-71; Allene Estlin 4-20-71 & Max Randall 4-21-71, both at Nowata, Ok.; Dr. Hugh J. Evans, Tulsa, Ok., Frances Kennedy Fink, Hutchinson, Ks. 4-19-71; Ruth Newby Jones, Elaine Newby Shepherd, David Newby, Rosemary Newby Mullen at O.C., 4-20-71; Minnie Barbara Kennedy, John Y. Kennedy, Elwood M. Kennedy, Leonida Kennedy Dalrymple, at Okmulgee, Ok. 4-20-71; Frank Scott Kennedy at Shreveport, LA. 4-23-71. g	
nb		
5-7-71	Order of disbursal as to Tracts 1404M, 1406M, 1407M, 1408M, 1409M and 1414M, the sum of \$2,110.00 to Fred D. Summers, Inc., (FD-Judge) b filed	
5-11-71	Returns on service of writ, filed: served Josephine Cowgill Jameson at Terre Haute, Ind. 4-22-71; served L. F. Merrell at Pryor, Ok., 5-4-71. g	
5-14-71	Notice of Appearance of Elaine Newby Shepherd and Ruth Newby Jones, et al. filed. h	
5-18-71	Return on service of writ, filed: served Asa D. Kennedy, Jr., at Wyncote, Pa., 5-6-71. g	
<del>6-2-71</del>	<del>Order of the U.S. in opposition to defendant's objections to taking order, filed.</del>	
6-3-71	Return on service of writ, filed: served Leslie J. Coffman, Nowata, Ok. 6-2-71. g	
7-8-71	Answer of Max Randall, filed. g	
9-10-71	Plaintiff's Certification for Service by Publication, filed. v	
10-18-71	Certificate of publication and mailing, filed. ds	
5-8-72	Order appointing Comm., Kenneth Stainer as Chairman, J. E. Devine and James Unruh, and denying jury trial, filed. (FD-J) (Copies to comm.)	
6-6-72	Instructions to Commissioners, filed. (FD-J)r (copies mailed)	
6-8-72	Notice of Trial filed, setting for Tuesday, July 18, 1972 at 9:30 A.M. Filed. r	
7-3-72	Obj. to instructions by pltf., filed. rm	
7-3-72	Order overruling pltf. obj. to inst. to commrs. (FD-J)rm - copies mailed	
9-19-72	Case set for trial before Commrs., 9:30 A.M., Oct. 18, 1972, in Grand Jury Rm. g	
10-20-72	Trial exhibits filed by court reporter. rm (orig. in 71-C-102)	
10-31-72	Oath of office of commissioners, filed. hm	
3-21-73	REPORT OF COMMISSIONERS, filed. (Copies mailed to Commrs., Judge & Atty. & J. Short) r	
3-28-73	Notices sent to landowners. g	
4-9-73	Pltf.'s Objections to Report of Commissioners as to Working Interest, filed. v	

(CONT)

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-20-73	Order filed, that this matter should be remanded to Commrs, filed. (Copies mailed)	(FD-J)r
8-6-73	as to lessor (royalty) interest only, Jdgment/ filed and entered, that Rpt. of Commissioners is confirmed & award of just compensation should be disbursed; that USA shall pay into Reg. of Ct. certain sums for deposit deficiency & Clerk shall disburse certain sums to certain owners, (FD-J)jj	
8-20-73	Amended Report of Commrs, filed. (Copies mailed to Commrs., Judge, Deft. attys. & U.S. Atty.) (Notice sent to all landowners on 8-21-	73)jj
9-11-73	Judgment as to working interest only, filed and entered, that deposit deficiency be placed on deposit & then disbursements to be made by Clerk. (FD-J)hm	
9-17-73	Claim of Commissioners, filed. jj	
9-26-73	Order, filed, for Payment to Commissioners. (FD-J)v	

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